

ASSEMBLY BILL

No. 575

Introduced by Assembly Member O'Donnell

February 24, 2015

An act to amend Section 33050 of, to amend and repeal Section 44661.5 of, to amend, repeal, and add Sections 44660, 44661, 44662, and 44664 of, and to add Sections 44662.1, 44662.5, 44662.6, and 44662.7 to, the Education Code, and to amend, repeal, and add Section 17581.6 of the Government Code, relating to teachers.

LEGISLATIVE COUNSEL'S DIGEST

AB 575, as introduced, O'Donnell. Teachers: best practices teacher evaluation system.

(1) Existing law authorizes the governing board of a school district or a county board of education, as specified, after a public hearing on the matter, to request the State Board of Education to waive all or part of any section of the Education Code or any regulation adopted by the state board that implements a provision of the Education Code that may be waived, except for specified provisions.

This bill would include additional specified provisions of the Education Code, relating to teacher evaluation, that may not be waived.

(2) Existing law states the intent of the Legislature that governing boards of school districts establish a uniform system of evaluation and assessment of the performance of all certificated personnel within each school district of the state. Existing law requires the governing board of each school district to establish standards of expected pupil achievement at each grade level in each area of study and to evaluate and assess certificated employee performance on a continuing basis as it reasonably relates to the progress of pupils toward the established

standards and, if applicable, the state adopted academic content standards as measured by state adopted criterion referenced assessments, the instructional techniques and strategies used by the employee, the employee's adherence to curricular objectives, and the establishment and maintenance of a suitable learning environment, within the scope of the employee's responsibilities.

This bill would provide that the provisions described above would become inoperative on July 1, 2018. The bill would state findings and declarations of the Legislature regarding the nature of effective teachers and of the teaching profession. Commencing on July 1, 2018, the bill would require the governing board of each school district to adopt and implement a locally negotiated best practices teacher evaluation system, described as one in which each teacher is evaluated on a continuing basis on the degree to which he or she accomplishes specific objectives and multiple observations of instructional and other professional practices that are conducted by trained evaluators. The bill would authorize the state board, in consultation with the Superintendent of Public Instruction and appropriate education stakeholder groups, to adopt nonregulatory guidance to support the implementation of a best practices teacher evaluation system by school districts, as specified. The bill would, on or before May 1, 2016, require the governing board of each school district, at a regularly scheduled public hearing, to seek comment on the development and implementation of the best practices teacher evaluation system, and, on or before May 1 of each year prior to local negotiations required by law, to seek comment on the best practices teacher evaluation system. The bill also would require the governing board of each school district to disclose the provisions of the best practices teacher evaluation system at a regularly scheduled public hearing. The bill would also require the governing board of each school district to establish and define job responsibilities for certificated, noninstructional employees and evaluate and assess their performance in relation to those responsibilities. The bill would provide that these provisions do not apply to certificated personnel who are employed on an hourly basis in adult education classes. The bill would also provide that the provisions of the best practices teacher evaluation system do not supersede or invalidate a teacher evaluation system that is locally negotiated and that is in effect at the time the best practices teacher evaluation system becomes operative.

(3) Existing law requires that an evaluation and assessment of the performance of a certificated employee be made on a continuing basis,

as provided, including at least every 5 years for personnel with permanent status who have been employed at least 10 years with the school district, are highly qualified, as specified, and whose previous evaluation rated the employee as meeting or exceeding standards, if the evaluator and certificated employee being evaluated agree.

This bill, commencing July 1, 2018, would require the evaluation and assessment of the above personnel at least every 3 years, except as locally negotiated and provided in the best practices teacher evaluation system.

(4) Under the California Constitution, whenever the Legislature or a state agency mandates a new program or higher level of service on any local government, including a school district and a community college district, the state is required to provide a subvention of funds to reimburse the local government, with specified exceptions. Existing law requires certain funds appropriated in the annual Budget Act for reimbursement of the cost of a new program or increased level of service of an existing program mandated by statute or executive order to be available as a block grant to school districts, county offices of education, and charter schools to support specified state-mandated local programs and permits those entities to elect to receive that block grant funding in lieu of claiming mandated costs pursuant to the state claims process.

This bill would, as of July 1, 2018, add the best practices teacher evaluation system to the state-mandated local programs supported by the block grant funding.

(5) This bill would update cross-references and would make other nonsubstantive changes.

(6) By requiring school districts to perform additional duties, this bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: yes.

The people of the State of California do enact as follows:

SECTION 1. Section 33050 of the Education Code, as amended by Section 80 of Chapter 755 of the Statutes of 2014, is amended to read:

33050. (a) The governing board of a school district or a county board of education, on a districtwide or countywide basis or on behalf of one or more of its schools or programs, after a public hearing on the matter, may request the ~~State Board of Education~~ *state board* to waive all or part of any section of this code or any regulation adopted by the ~~State Board of Education~~ *state board* that implements a provision of this code that may be waived, except:

(1) Article 1 (commencing with Section 15700) and Article 2 (commencing with Section 15780) of Chapter 4 of Part ~~10~~ *10 of Division 1 of Title 1*.

(2) Chapter 6 (commencing with Section 16000) of Part ~~10~~ *10 of Division 1 of Title 1*.

(3) Chapter 12 (commencing with Section 17000), Chapter 12.5 (commencing with Section 17070.10), and Chapter 14 (commencing with Section 17085) of Part ~~10~~ *10 of Division 1 of Title 1*.

(4) Part 13 (commencing with Section 22000), Part 13.5 (commencing with Section 25900), and Part 14 (commencing with Section ~~26000~~ *26000*) of Division 1 of Title 1.

(5) Section 35735.1.

(6) Paragraph (8) of subdivision (a) of Section 37220.

(7) The following provisions of Part 10.5 (commencing with Section ~~17211~~ *17210*) of Division 1 of Title 1:

(A) Chapter 1 (commencing with Section ~~17211~~ *17210*).

(B) Article 1 (commencing with Section 17251) to Article 6 (commencing with Section 17365), inclusive, of Chapter 3.

(C) Sections 17416 to 17429, inclusive; Sections 17459 and ~~17462 and 17462~~; subdivision (a) of Section 17464; and Sections 17582 to ~~17592~~ *17591*, inclusive.

(8) The following provisions of Part 24 (commencing with Section ~~41000~~ *41000*) of Division 3.

(A) Sections 41000 to 41360, inclusive.

(B) Sections 41420 to 41423, inclusive.

(C) Sections 41600 to ~~41866~~ *41863*, inclusive.

1 (D) Sections ~~41920 to 42911~~, *41930 to 42850*, inclusive.
2 (9) Sections 44504 and 44505.
3 (10) Article 11 (commencing with Section 44660) of Chapter 3
4 of Part 25 of Division 3.
5 ~~(10)~~
6 (11) Article 3 (commencing with Section 44930) of Chapter 4
7 of Part 25 of Division 3 and regulations in Title 5 of the California
8 Code of Regulations adopted pursuant to Article 3 (commencing
9 with Section 44930) of Chapter 4 of Part ~~25~~: *25 of Division 3*.
10 ~~(11)~~
11 (12) Part 26 (commencing with Section ~~46000~~): *46000*) of
12 Division 4.
13 ~~(12)~~
14 (13) Chapter 6 (commencing with Section 48900) and Chapter
15 6.5 (commencing with Section 49060) of Part ~~27~~: *27 of Division*
16 *4*.
17 ~~(13)~~
18 (14) Section 51513.
19 ~~(14) Chapter 6.10 (commencing with Section 52120) of Part~~
20 ~~28, relating to class-size reduction.~~
21 (15) Section 52163.
22 (16) The identification and assessment criteria relating to any
23 categorical aid program, including Sections 52164.1 and 52164.6.
24 (17) Sections 52165, 52166, and 52178.
25 (18) Article 3 (commencing with Section 52850) of Chapter 12
26 of Part ~~28~~: *28 of Division 4*.
27 (19) Section 56364.1, except that this restriction shall not
28 prohibit the ~~State Board of Education~~ *state board* from approving
29 any waiver of Section ~~56364 or 56364.2, as applicable~~, *56364.2*,
30 relating to full inclusion.
31 (20) Article 4 (commencing with Section 60640) of Chapter 5
32 of Part ~~33~~, *33 of Division 4*, relating to the ~~STAR Program~~,
33 *California Assessment of Student Performance and Progress*
34 *(CAASPP)*, and any other provisions of Chapter 5 (commencing
35 with Section 60600) of Part *33 of Division 4* that establish
36 requirements for the ~~STAR Program~~. *CAASPP*.
37 (b) Any waiver of provisions related to the programs identified
38 in Section 52851 shall be granted only pursuant to Article 3
39 (commencing with Section 52850) of Chapter 12 of Part ~~28~~: *28 of*
40 *Division 4*.

(c) The waiver of an advisory committee required by law shall be granted only pursuant to Article 4 (commencing with Section 52870) of Chapter 12 of Part 28 of Division 4.

(d) ~~Any~~A request for a waiver submitted by the governing board of a school district or a county board of education pursuant to subdivision (a) shall include a written statement as to both of the following:

(1) Whether the exclusive representative of employees, if any, as provided in Chapter 10.7 (commencing with Section 3540) of Division 4 of Title 1 of the Government Code, participated in the development of the waiver.

(2) The exclusive representative's position regarding the waiver.

(e) ~~Any~~A request for a waiver submitted pursuant to subdivision (a) relating to a regional occupational center or program established pursuant to Article 1 (commencing with Section 52300) of Chapter 9 of Part 28, ~~that 28 of Division 4, which~~ is operated by a joint powers entity established pursuant to Chapter 5 (commencing with Section 6500) of Division 7 of Title 1 of the Government Code, shall be submitted as a joint waiver request for each participating school district and shall meet both of the following conditions:

(1) Each joint waiver request shall comply with all of the requirements of this article.

(2) The submission of a joint waiver request shall be approved by a unanimous vote of the governing board of the joint powers agency.

~~(f) The governing board of any school district requesting a waiver under this section of any provision of Article 5 (commencing with Section 39390) of Chapter 3 of Part 23 shall provide written notice of any public hearing it conducted pursuant to subdivision (a), at least 30 days prior to the hearing, to each public agency identified under Section 39394.~~

SEC. 2. Section 44660 of the Education Code is amended to read:

44660. (a) It is the intent of the Legislature that governing boards establish a uniform system of evaluation and assessment of the performance of all certificated personnel within each school district of the state, including schools conducted or maintained by county superintendents of education. The system shall involve the development and adoption by each school district of objective evaluation and assessment guidelines ~~which~~ that may, at the

1 discretion of the governing ~~board~~, *board of the school district*, be
2 uniform throughout the *school* district or, for compelling reasons,
3 be individually developed for territories or schools within the
4 *school* district, provided that all certificated personnel of the *school*
5 district shall be subject to a system of evaluation and assessment
6 adopted pursuant to this article.

7 ~~This~~

8 (b) *This* article does not apply to certificated personnel who are
9 employed on an hourly basis in adult education classes.

10 (c) *This section shall become inoperative on July 1, 2018, and,*
11 *as of January 1, 2019, is repealed, unless a later enacted statute,*
12 *that becomes operative on or before January 1, 2019, deletes or*
13 *extends the dates on which it becomes inoperative and is repealed.*

14 SEC. 3. Section 44660 is added to the Education Code, to read:
15 44660. (a) The Legislature finds and declares all of the
16 following:

17 (1) Teaching is a professional endeavor, in which effective
18 practice is driven by an understanding of knowledge in the field
19 and a commitment to all pupils and their families.

20 (2) Excellent teaching requires knowledge, skills, artistry,
21 passion, and commitment.

22 (3) Effective teachers integrate ethical concern for children and
23 society, extensive subject matter competence, thoughtfully selected
24 pedagogical practices, and a depth of knowledge about their pupils,
25 including knowledge of child and adolescent development and
26 learning, an understanding of their individual strengths, interests,
27 and needs, and knowledge about their families and communities.

28 (4) Effective teachers share a common set of professional and
29 ethical obligations that includes a profound and fundamental
30 commitment to the growth and success of the individual pupils in
31 their care as well as to the strengthening and continual revitalization
32 of our democratic society.

33 (5) Certificated, noninstructional employees share the same
34 deep commitment to children, families, and communities, and they
35 provide essential support and administrative services to pupils and
36 teachers that enable pupils to succeed.

37 (b) The Legislature further finds and declares that because
38 teachers are the most important school-related factor for influencing
39 pupil academic success the primary purpose of an evaluation
40 system is to ensure that teachers meet the highest professional

1 standards of effective teaching, thereby resulting in high levels of
2 pupil learning.

3 (c) This article does not apply to certificated personnel who are
4 employed on an hourly basis in adult education classes.

5 (d) This section shall become operative on July 1, 2018.

6 SEC. 4. Section 44661 of the Education Code is amended to
7 read:

8 44661. (a) In the development and adoption of guidelines and
9 procedures pursuant to this article, the governing board *of a school*
10 *district* shall avail itself of the advice of the certificated
11 instructional personnel in the *school* district's organization of
12 certificated personnel; ~~provided, however, that the development~~
13 ~~and adoption of guidelines pursuant to this article shall also be~~
14 ~~subject to the provisions of Article 1 (commencing with Section~~
15 ~~7100) of Chapter 2 of Part 5 of Division 1 of Title 1.~~ *personnel.*

16 (b) *This section shall become inoperative on July 1, 2018, and,*
17 *as of January 1, 2019, is repealed, unless a later enacted statute,*
18 *that becomes operative on or before January 1, 2019, deletes or*
19 *extends the dates on which it becomes inoperative and is repealed.*

20 SEC. 5. Section 44661 is added to the Education Code, to read:

21 44661. (a) The governing board of each school district shall
22 adopt and implement a best practices teacher evaluation system
23 as set forth in this article.

24 (b) The best practices teacher evaluation system required to be
25 adopted pursuant to this article shall be locally negotiated pursuant
26 to Chapter 10.7 (commencing with Section 3540) of Division 4 of
27 Title 1 of the Government Code. If the certificated employees of
28 the school district do not have an exclusive bargaining
29 representative, the governing board of the school district shall
30 adopt objective evaluation and support components, as applicable,
31 that are consistent with this article.

32 (c) This section shall become operative on July 1, 2018.

33 SEC. 6. Section 44661.5 of the Education Code is amended to
34 read:

35 44661.5. (a) When developing and adopting objective
36 evaluation and assessment guidelines pursuant to Section 44660,
37 a school district may, by mutual agreement between the exclusive
38 representative of the certificated employees of the school district
39 and the governing board of the school district, include any objective
40 standards from the National Board for Professional Teaching

Standards or any objective standards from the California Standards for the Teaching Profession if the standards to be included are consistent with this article. If the certificated employees of the school district do not have an exclusive representative, the school district may adopt objective evaluation and assessment guidelines consistent with this section.

(b) This section shall become inoperative on July 1, 2018, and, as of January 1, 2019, is repealed, unless a later enacted statute, that becomes operative on or before January 1, 2019, deletes or extends the dates on which it becomes inoperative and is repealed.

SEC. 7. Section 44662 of the Education Code is amended to read:

44662. (a) The governing board of each school district shall establish standards of expected pupil achievement at each grade level in each area of study.

(b) The governing board of each school district shall evaluate and assess certificated employee performance as it reasonably relates to:

(1) The progress of pupils toward the standards established pursuant to subdivision (a) and, if applicable, the state adopted academic content standards as measured by state adopted criterion referenced assessments.

(2) The instructional techniques and strategies used by the employee.

(3) The employee's adherence to curricular objectives.

(4) The establishment and maintenance of a suitable learning environment, within the scope of the employee's responsibilities.

(c) The governing board of each school district shall establish and define job responsibilities for certificated noninstructional personnel, including, but not limited to, supervisory and administrative personnel, whose responsibilities cannot be evaluated appropriately under the provisions of subdivision (b) and shall evaluate and assess the performance of those noninstructional certificated employees as it reasonably relates to the fulfillment of those responsibilities.

(d) Results of an employee's participation in the *California* Peer Assistance and Review Program for Teachers established by Article 4.5 (commencing with Section 44500) shall be made available as part of the evaluation conducted pursuant to this section.

1 (e) The evaluation and assessment of certificated employee
2 performance pursuant to this section shall not include the use of
3 publishers' norms established by standardized tests.

4 (f) Nothing in this section shall be construed as in any way
5 limiting the authority of school district governing boards to develop
6 and adopt additional evaluation and assessment guidelines or
7 criteria.

8 (g) *This section shall become inoperative on July 1, 2018, and,*
9 *as of January 1, 2019, is repealed, unless a later enacted statute,*
10 *that becomes operative on or before January 1, 2019, deletes or*
11 *extends the dates on which it becomes inoperative and is repealed.*

12 SEC. 8. Section 44662 is added to the Education Code, to read:

13 44662. (a) A best practices teacher evaluation system shall
14 include, but not be limited to, the following attributes:

15 (1) An evaluation of each teacher based on the degree to which
16 he or she accomplishes the following objectives:

17 (A) Engages and supports all pupils in learning, evidence of
18 which may include, but is not limited to, evidence of high
19 expectations and active pupil engagement for each pupil.

20 (B) Creates and maintains effective environments for pupil
21 learning, to the extent that those environments are within the
22 teacher's control.

23 (C) Understands and organizes subject matter for pupil learning,
24 evidence of which may include, but is not limited to, extensive
25 subject matter, content standards, and curriculum competence.

26 (D) Plans instruction and designs learning experiences for all
27 pupils, evidence of which may include, but is not limited to, use
28 of differentiated instruction and practices based upon pupil progress
29 and use of culturally responsive instruction, including, but not
30 limited to, incorporation of multicultural information and content
31 into the delivery of curriculum, to eliminate the achievement gap.

32 (E) Uses pupil assessment information to inform instruction
33 and to improve learning, evidence of which shall include, but is
34 not limited to, use of formative and summative assessments to
35 adjust instructional practices to meet the needs of individual pupils.
36 For certified employees who directly instruct English learner pupils
37 in acquiring English language fluency, the assessment information
38 shall include the results of assessments adopted pursuant to Chapter
39 7 (commencing with Section 60810) of Part 33 of Division 4.

1 (F) Develops, as a professional educator, evidence of which
2 may include, but is not limited to, consistent and positive
3 relationships with pupils, parents, staff, and administrators, use of
4 collaborative professional practices for improving instructional
5 strategies, participation in identified professional growth
6 opportunities, and use of meaningful self-assessment to improve
7 as a professional educator.

8 (G) Contributes to pupil academic growth based on multiple
9 measures, as follows:

10 (i) Multiple measures shall include state and local formative
11 and summative assessments in the grade levels and subjects that
12 these assessments are administered.

13 (ii) Multiple measures may include, but are not limited to,
14 classroom work, local and state academic assessments, and pupil
15 grades, classroom participation, presentations and performances,
16 and projects and portfolios.

17 (iii) For certificated employees who directly instruct English
18 learner pupils in acquiring English, measures shall include the
19 degree to which pupils acquire the English language development
20 standards adopted pursuant to former Section 60811.3, as that
21 section read on June 30, 2013, or Section 60811.4, for the purpose
22 of improving a pupil's English proficiency. Pupil data used for
23 purposes of teacher evaluation shall be confidential in the same
24 manner as all other elements of a teacher's personnel file.

25 (2) Multiple observations of instructional and other professional
26 practices that are conducted by evaluators who have been
27 appropriately trained and calibrated to ensure consistency and who
28 have demonstrated competence in teacher evaluation, as determined
29 by the school district.

30 (A) Multiple observations may include, but are not limited to,
31 classroom observations, one-on-one discussions, and review of
32 classroom materials and course of study.

33 (B) Observations shall be conducted using a uniform evaluation
34 tool that is appropriate to the teacher's assignment.

35 (C) Before each formal observation, the observer shall meet
36 with the teacher to discuss the purpose of the observation.

37 (D) After each formal observation, the observer shall meet with
38 the teacher to discuss recommendations, as necessary, with regard
39 to areas of improvement in the performance of the teacher.

1 (3) A minimum of three performance levels for the evaluation
2 of teacher performance for purposes of Section 44664.

3 (4) Each of the attributes set forth in paragraph (1) shall account
4 for not less than 10 percent of the overall evaluation for each
5 teacher.

6 (b) This section shall not be interpreted to prohibit a locally
7 negotiated evaluation process from designating certificated
8 employees to conduct, or participate in, evaluations of other
9 certificated employees for purposes of determining needs for
10 professional development or providing corrective advice for the
11 certificated employee being evaluated. A nonsupervisory
12 certificated employee who conducts, or participates in, an
13 evaluation pursuant to this article shall not be deemed to be
14 exercising a management or supervisory function as defined by
15 subdivision (g) or (m) of Section 3540.1 of the Government Code.

16 (c) This section shall become operative on July 1, 2018.

17 SEC. 9. Section 44662.1 is added to the Education Code, to
18 read:

19 44662.1. The state board, in consultation with the
20 Superintendent and appropriate education stakeholder groups, may
21 adopt nonregulatory guidance to support the implementation of a
22 best practices teacher evaluation system by school districts that
23 may include all of the following:

24 (a) Model evaluation systems that may be used by school
25 districts to implement the best practices teacher evaluation system
26 pursuant to Sections 44661 and 44662, as added by Sections 5 and
27 8 of Assembly Bill ____ of the 2015–16 Regular Session.

28 (b) Model processes for implementing observations of
29 instructional and other professional practices pursuant to paragraph
30 (2) of subdivision (a) of Section 44662, as added by Section 8 of
31 Assembly Bill ____ of the 2015–16 Regular Session.

32 (c) Model processes for defining calibration for purposes of
33 training evaluators pursuant to paragraph (2) of subdivision (a) of
34 Section 44662, as added by Section 8 of Assembly Bill ____ of
35 the 2015–16 Regular Session.

36 (d) Model processes for developing the observation tool that
37 may be used for observations of instructional and other professional
38 practices pursuant to paragraph (2) of subdivision (a) of Section
39 44662, as added by Section 8 of Assembly Bill ____ of the
40 2015–16 Regular Session.

1 (e) Model processes for determining and defining the
2 performance levels for the evaluation of teacher performance
3 pursuant to paragraph (3) of subdivision (a) of Section 44662, as
4 added by Section 8 of Assembly Bill ____ of the 2015–16 Regular
5 Session.

6 SEC. 10. Section 44662.5 is added to the Education Code, to
7 read:

8 44662.5. (a) The governing board of each school district shall
9 establish and define job responsibilities for certificated,
10 noninstructional employees, including, but not limited to,
11 supervisory and administrative personnel, whose responsibilities
12 cannot be evaluated appropriately under the provisions of
13 subdivision (a) of Section 44662. The governing board of each
14 school district shall evaluate and assess the performance of
15 certificated, noninstructional employees as it reasonably relates to
16 the fulfillment of those responsibilities.

17 (b) This section shall become operative on July 1, 2018.

18 SEC. 11. Section 44662.6 is added to the Education Code, to
19 read:

20 44662.6. (a) (1) On or before May 1, 2016, the governing
21 board of each school district, at a regularly scheduled public
22 hearing, shall seek comment on the development and
23 implementation of the best practices teacher evaluation system.
24 The governing board of a school district shall use the comments
25 received at the hearing to guide the development and
26 implementation of the best practices teacher evaluation system.

27 (2) On or before May 1 of each year prior to local negotiations
28 required pursuant to Chapter 10.7 (commencing with Section 3540)
29 of Division 4 of Title 1 of the Government Code, the governing
30 board of each school district shall seek comment on the best
31 practices teacher evaluation system.

32 (b) Consistent with Section 3547 of the Government Code and
33 no more than 30 days after the local negotiations required pursuant
34 to Chapter 10.7 (commencing with Section 3540) of Division 4 of
35 Title 1 of the Government Code, the governing board of each
36 school district shall disclose the provisions of the best practices
37 teacher evaluation system at a regularly scheduled public hearing.

38 SEC. 12. Section 44662.7 is added to the Education Code, to
39 read:

1 44662.7. (a) This article does not supersede or invalidate a
2 teacher evaluation system that is locally negotiated pursuant to
3 Chapter 10.7 (commencing with Section 3540) of Division 4 of
4 Title 1 of the Government Code and that is in effect at the time
5 this section becomes operative. If a locally negotiated teacher
6 evaluation system is in effect at the time this section becomes
7 operative, the teacher evaluation system shall remain in effect until
8 the parties to the agreement negotiate a successor agreement.

9 (b) This section shall become operative on July 1, 2018.

10 SEC. 13. Section 44664 of the Education Code is amended to
11 read:

12 44664. (a) Evaluation and assessment of the performance of
13 each certificated employee shall be made on a continuing basis as
14 follows:

15 (1) At least once each school year for probationary personnel.

16 (2) At least every other year for personnel with permanent status.

17 (3) At least every five years for personnel with permanent status
18 who have been employed at least 10 years with the school district,
19 are highly qualified, if those personnel occupy positions that are
20 required to be filled by a highly qualified professional by the
21 federal No Child Left Behind Act of 2001 (20 U.S.C. Sec. ~~6301~~,
22 ~~6301~~ et seq.), as defined in *Section 7801 of Title 20 U.S.C. Sec.*
23 ~~7801, of the United States Code~~, and whose previous evaluation
24 rated the employee as meeting or exceeding standards, if the
25 evaluator and certificated employee being evaluated agree. The
26 certificated employee or the evaluator may withdraw consent at
27 any time.

28 ~~(b) The evaluation shall include recommendations, if necessary,~~
29 ~~as to areas of improvement in the performance of the employee.~~
30 ~~If~~

31 *(b) The evaluation shall include recommendations, if necessary,*
32 *as to areas of improvement in the performance of the employee.*

33 *(1) If an employee is not performing his or her duties in a*
34 *satisfactory manner according to the standards prescribed by the*
35 *governing board, board of the school district, the employing*
36 *authority shall notify the employee in writing of that fact and*
37 *describe the unsatisfactory performance. The employing authority*
38 *shall thereafter confer with the employee making specific*
39 *recommendations as to areas of improvement in the employee's*
40 *performance and endeavor to assist the employee in his or her*

1 performance. If any permanent certificated employee has received
2 an unsatisfactory evaluation, the employing authority shall annually
3 evaluate the employee until the employee achieves a positive
4 evaluation or is separated from the district.

5 (2) *The employing authority shall thereafter confer with the*
6 *employee making specific recommendations as to areas of*
7 *improvement in the employee's performance and endeavor to assist*
8 *the employee in his or her performance.*

9 (3) *If a permanent certificated employee has received an*
10 *unsatisfactory evaluation, the employing authority shall annually*
11 *evaluate the employee until the employee achieves a positive*
12 *evaluation or is separated from the school district.*

13 (c) ~~Any~~ (1) An evaluation performed pursuant to this article
14 ~~which~~ that contains an unsatisfactory rating of an employee's
15 performance in the area of teaching methods or instruction may
16 include the requirement that the certificated employee shall, as
17 determined necessary by the employing authority, participate in a
18 program designed to improve appropriate areas of the employee's
19 performance and to further pupil achievement and the instructional
20 objectives of the employing authority. ~~If a district participates in~~
21 ~~the Peer Assistance and Review Program for Teachers established~~
22 ~~pursuant to Article 4.5 (commencing with Section 44500), any~~
23 ~~certificated employee who receives an unsatisfactory rating on an~~
24 ~~evaluation performed pursuant to this section shall participate in~~
25 ~~the Peer Assistance and Review Program for Teachers.~~

26 (2) *If a school district participates in the California Peer*
27 *Assistance and Review Program for Teachers established pursuant*
28 *to Article 4.5 (commencing with Section 44500), a certificated*
29 *employee who receives an unsatisfactory rating on an evaluation*
30 *performed pursuant to this section shall participate in the*
31 *California Peer Assistance and Review Program for Teachers.*

32 (d) Hourly and temporary hourly certificated employees, other
33 than those employed in adult education classes who are excluded
34 by the provisions of Section 44660, and substitute teachers may
35 be excluded from the provisions of this section at the discretion
36 of the governing ~~board~~. *board of the school district.*

37 (e) *This section shall become inoperative on July 1, 2018, and,*
38 *as of January 1, 2019, is repealed, unless a later enacted statute,*
39 *that becomes operative on or before January 1, 2019, deletes or*
40 *extends the dates on which it becomes inoperative and is repealed.*

1 SEC. 14. Section 44664 is added to the Education Code, to
2 read:

3 44664. (a) Evaluation and assessment of the performance of
4 each certificated employee shall be made on a continuing basis as
5 follows:

6 (1) At least once each school year for probationary personnel.

7 (2) At least every other year for personnel with permanent status.

8 (3) Except as may be provided in the best practices teacher
9 evaluation system locally negotiated pursuant to subdivision (b)
10 of Section 44661, at least every three years for personnel with
11 permanent status who have been employed at least 10 years with
12 the school district, are highly qualified, if those personnel occupy
13 positions that are required to be filled by a highly qualified
14 professional by the federal No Child Left Behind Act of 2001 (20
15 U.S.C. Sec. 6301 et seq.), as defined in Section 7801 of Title 20
16 of the United States Code, and whose previous evaluation rated
17 the employee as meeting or exceeding standards, if the evaluator
18 and certificated employee being evaluated agree. The certificated
19 employee or the evaluator may withdraw consent at any time.

20 (b) The evaluation shall include recommendations, if necessary,
21 as to areas of improvement in the performance of the employee.

22 (1) If an employee is not performing his or her duties in a
23 satisfactory manner according to the standards prescribed by the
24 governing board of the school district, the employing authority
25 shall notify the employee in writing of that fact and describe the
26 unsatisfactory performance.

27 (2) The employing authority shall thereafter confer with the
28 employee making specific recommendations as to areas of
29 improvement in the employee's performance and endeavor to assist
30 the employee in his or her performance.

31 (3) If a permanent certificated employee has received an
32 unsatisfactory evaluation, the employing authority shall annually
33 evaluate the employee until the employee achieves a positive
34 evaluation or is separated from the school district.

35 (c) (1) An evaluation performed pursuant to this article that
36 contains an unsatisfactory rating of an employee's performance
37 in the area of teaching methods or instruction may include the
38 requirement that the certificated employee shall, as determined
39 necessary by the employing authority, participate in a program
40 designed to improve appropriate areas of the employee's

1 performance and to further pupil achievement and the instructional
2 objectives of the employing authority.

3 (2) If a school district participates in the California Peer
4 Assistance and Review Program for Teachers established pursuant
5 to Article 4.5 (commencing with Section 44500), a certificated
6 employee who receives an unsatisfactory rating on an evaluation
7 performed pursuant to this section shall participate in the California
8 Peer Assistance and Review Program for Teachers.

9 (d) Hourly and temporary hourly certificated employees, other
10 than those employed in adult education classes who are excluded
11 by the provisions of Section 44660, and substitute teachers may
12 be excluded from the provisions of this section at the discretion
13 of the governing board of the school district.

14 (e) This section shall become operative on July 1, 2018.

15 SEC. 15. Section 17581.6 of the Government Code is amended
16 to read:

17 17581.6. (a) Funding apportioned pursuant to this section shall
18 constitute reimbursement pursuant to Section 6 of Article XIII B
19 of the California Constitution for the performance of any state
20 mandates included in the statutes and executive orders identified
21 in subdivision (e).

22 (b) Any school district, county office of education, or charter
23 school may elect to receive block grant funding pursuant to this
24 section.

25 (c) (1) A school district, county office of education, or charter
26 school that elects to receive block grant funding pursuant to this
27 section in a given fiscal year shall submit a letter requesting
28 funding to the Superintendent of Public Instruction on or before
29 August 30 of that fiscal year.

30 (2) The Superintendent of Public Instruction shall, in the month
31 of November of each year, apportion block grant funding
32 appropriated pursuant to Item 6110-296-0001 of Section 2.00 of
33 the annual Budget Act to all school districts, county offices of
34 education, and charter schools that submitted letters requesting
35 funding in that fiscal year according to the provisions of that item.

36 (3) A school district or county office of education that receives
37 block grant funding pursuant to this section shall not be eligible
38 to submit claims to the Controller for reimbursement pursuant to
39 Section 17560 for any costs of any state mandates included in the
40 statutes and executive orders identified in subdivision (e) incurred

1 in the same fiscal year during which the school district or county
2 office of education received funding pursuant to this section.

3 (d) Block grant funding apportioned pursuant to this section is
4 subject to annual financial and compliance audits required by
5 Section 41020 of the Education Code.

6 (e) Block grant funding apportioned pursuant to this section is
7 specifically intended to fund the costs of the following programs
8 and activities:

9 (1) Academic Performance Index (01-TC-22; Chapter 3 of the
10 Statutes of 1999, First Extraordinary Session; and Chapter 695 of
11 the Statutes of 2000).

12 (2) Agency Fee Arrangements (00-TC-17 and 01-TC-14;
13 Chapter 893 of the Statutes of 2000 and Chapter 805 of the Statutes
14 of 2001).

15 (3) AIDS Instruction and AIDS Prevention Instruction (CSM
16 4422, 99-TC-07, and 00-TC-01; Chapter 818 of the Statutes of
17 1991; and Chapter 403 of the Statutes of 1998).

18 (4) California State Teachers' Retirement System (CalSTRS)
19 Service Credit (02-TC-19; Chapter 603 of the Statutes of 1994;
20 Chapters 383, 634, and 680 of the Statutes of 1996; Chapter 838
21 of the Statutes of 1997; Chapter 965 of the Statutes of 1998;
22 Chapter 939 of the Statutes of 1999; and Chapter 1021 of the
23 Statutes of 2000).

24 (5) Caregiver Affidavits (CSM 4497; Chapter 98 of the Statutes
25 of 1994).

26 (6) Charter Schools I, II, and III (CSM 4437, 99-TC-03, and
27 99-TC-14; Chapter 781 of the Statutes of 1992; Chapters 34 and
28 673 of the Statutes of 1998; Chapter 34 of the Statutes of 1998;
29 and Chapter 78 of the Statutes of 1999).

30 (7) Charter Schools IV (03-TC-03; Chapter 1058 of the Statutes
31 of 2002).

32 (8) Child Abuse and Neglect Reporting (01-TC-21; Chapters
33 640 and 1459 of the Statutes of 1987; Chapter 132 of the Statutes
34 of 1991; Chapter 459 of the Statutes of 1992; Chapter 311 of the
35 Statutes of 1998; Chapter 916 of the Statutes of 2000; and Chapters
36 133 and 754 of the Statutes of 2001).

37 (9) Collective Bargaining (CSM 4425; Chapter 961 of the
38 Statutes of 1975).

1 (10) Comprehensive School Safety Plans (98-TC-01 and
2 99-TC-10; Chapter 736 of the Statutes of 1997; Chapter 996 of
3 the Statutes of 1999; and Chapter 828 of the Statutes of 2003).

4 (11) Consolidation of Annual Parent Notification/Schoolsite
5 Discipline Rules/Alternative Schools (CSM 4488, CSM 4461,
6 99-TC-09, 00-TC-12, 97-TC-24, CSM 4453, CSM 4474, CSM
7 4462; Chapter 448 of the Statutes of 1975; Chapter 965 of the
8 Statutes of 1977; Chapter 975 of the Statutes of 1980; Chapter 469
9 of the Statutes of 1981; Chapter 459 of the Statutes of 1985;
10 Chapters 87 and 97 of the Statutes of 1986; Chapter 1452 of the
11 Statutes of 1987; Chapters 65 and 1284 of the Statutes of 1988;
12 Chapter 213 of the Statutes of 1989; Chapters 10 and 403 of the
13 Statutes of 1990; Chapter 906 of the Statutes of 1992; Chapter
14 1296 of the Statutes of 1993; Chapter 929 of the Statutes of 1997;
15 Chapters 846 and 1031 of the Statutes of 1998; Chapter 1 of the
16 Statutes of 1999, First Extraordinary Session; Chapter 73 of the
17 Statutes of 2000; Chapter 650 of the Statutes of 2003; Chapter 895
18 of the Statutes of 2004; and Chapter 677 of the Statutes of 2005).

19 (12) Consolidation of Law Enforcement Agency Notification
20 and Missing Children Reports (CSM 4505; Chapter 1117 of the
21 Statutes of 1989 and 01-TC-09; Chapter 249 of the Statutes of
22 1986; and Chapter 832 of the Statutes of 1999).

23 (13) Consolidation of Notification to Teachers: Pupils Subject
24 to Suspension or Expulsion I and II, and Pupil Discipline Records
25 (00-TC-10 and 00-TC-11; Chapter 345 of the Statutes of 2000).

26 (14) County Office of Education Fiscal Accountability Reporting
27 (97-TC-20; Chapters 917 and 1452 of the Statutes of 1987;
28 Chapters 1461 and 1462 of the Statutes of 1988; Chapter 1372 of
29 the Statutes of 1990; Chapter 1213 of the Statutes of 1991; Chapter
30 323 of the Statutes of 1992; Chapters 923 and 924 of the Statutes
31 of 1993; Chapters 650 and 1002 of the Statutes of 1994; and
32 Chapter 525 of the Statutes of 1995).

33 (15) Criminal Background Checks (97-TC-16; Chapters 588
34 and 589 of the Statutes of 1997).

35 (16) Criminal Background Checks II (00-TC-05; Chapters 594
36 and 840 of the Statutes of 1998; and Chapter 78 of the Statutes of
37 1999).

38 (17) Developer Fees (02-TC-42; Chapter 955 of the Statutes of
39 1977; Chapter 282 of the Statutes of 1979; Chapter 1354 of the
40 Statutes of 1980; Chapter 201 of the Statutes of 1981; Chapter 923

- 1 of the Statutes of 1982; Chapter 1254 of the Statutes of 1983;
2 Chapter 1062 of the Statutes of 1984; Chapter 1498 of the Statutes
3 of 1985; Chapters 136 and 887 of the Statutes of 1986; and Chapter
4 1228 of the Statutes of 1994).
- 5 (18) Differential Pay and Reemployment (99-TC-02; Chapter
6 30 of the Statutes of 1998).
- 7 (19) Expulsion of Pupil: Transcript Cost for Appeals (SMAS;
8 Chapter 1253 of the Statutes of 1975).
- 9 (20) Financial and Compliance Audits (CSM 4498 and CSM
10 4498-A; Chapter 36 of the Statutes of 1977).
- 11 (21) Graduation Requirements (CSM 4181; Chapter 498 of the
12 Statutes of 1983).
- 13 (22) Habitual Truants (CSM 4487 and CSM 4487-A; Chapter
14 1184 of the Statutes of 1975).
- 15 (23) High School Exit Examination (00-TC-06; Chapter 1 of
16 the Statutes of 1999, First Extraordinary Session; and Chapter 135
17 of the Statutes of 1999).
- 18 (24) Immunization Records (SB 90-120; Chapter 1176 of the
19 Statutes of 1977).
- 20 (25) Immunization Records—Hepatitis B (98-TC-05; Chapter
21 325 of the Statutes of 1978; Chapter 435 of the Statutes of 1979;
22 Chapter 472 of the Statutes of 1982; Chapter 984 of the Statutes
23 of 1991; Chapter 1300 of the Statutes of 1992; Chapter 1172 of
24 the Statutes of 1994; Chapters 291 and 415 of the Statutes of 1995;
25 Chapter 1023 of the Statutes of 1996; and Chapters 855 and 882
26 of the Statutes of 1997).
- 27 (26) Interdistrict Attendance Permits (CSM 4442; Chapters 172
28 and 742 of the Statutes of 1986; Chapter 853 of the Statutes of
29 1989; Chapter 10 of the Statutes of 1990; and Chapter 120 of the
30 Statutes of 1992).
- 31 (27) Intradistrict Attendance (CSM 4454; Chapters 161 and 915
32 of the Statutes of 1993).
- 33 (28) Juvenile Court Notices II (CSM 4475; Chapters 1011 and
34 1423 of the Statutes of 1984; Chapter 1019 of the Statutes of 1994;
35 and Chapter 71 of the Statutes of 1995).
- 36 (29) Notification of Truancy (CSM 4133; Chapter 498 of the
37 Statutes of 1983; Chapter 1023 of the Statutes of 1994; and Chapter
38 19 of the Statutes of 1995).

1 (30) Parental Involvement Programs (03-TC-16; Chapter 1400
2 of the Statutes of 1990; Chapters 864 and 1031 of the Statutes of
3 1998; *and* Chapter 1037 of the Statutes of 2002).

4 (31) Physical Performance Tests (96-365-01; Chapter 975 of
5 the Statutes of 1995).

6 (32) Prevailing Wage Rate (01-TC-28; Chapter 1249 of the
7 Statutes of 1978).

8 (33) Public Contracts (02-TC-35; Chapter 1073 of the Statutes
9 of 1985; Chapter 1408 of the Statutes of 1988; Chapter 330 of the
10 Statutes of 1989; Chapter 1414 of the Statutes of 1990; Chapter
11 321 of the Statutes of 1990; Chapter 799 of the Statutes of 1992;
12 and Chapter 726 of the Statutes of 1994).

13 (34) Pupil Health Screenings (CSM 4440; Chapter 1208 of the
14 Statutes of 1976; Chapter 373 of the Statutes of 1991; and Chapter
15 750 of the Statutes of 1992).

16 (35) Pupil Promotion and Retention (98-TC-19; Chapter 100
17 of the Statutes of 1981; Chapter 1388 of the Statutes of 1982;
18 Chapter 498 of the Statutes of 1983; Chapter 1263 of the Statutes
19 of 1990; and Chapters 742 and 743 of the Statutes of 1998).

20 (36) Pupil Safety Notices (02-TC-13; Chapter 498 of the Statutes
21 of 1983; Chapter 482 of the Statutes of 1984; Chapter 948 of the
22 Statutes of 1984; Chapter 196 of the Statutes of 1986; Chapter 332
23 of the Statutes of 1986; Chapter 445 of the Statutes of 1992;
24 Chapter 1317 of the Statutes of 1992; Chapter 589 of the Statutes
25 of 1993; Chapter 1172 of the Statutes of 1994; Chapter 1023 of
26 the Statutes of 1996; and Chapter 492 of the Statutes of 2000).

27 (37) Pupil Expulsions (CSM 4455; Chapter 1253 of the Statutes
28 of 1975; Chapter 965 of the Statutes of 1977; Chapter 668 of the
29 Statutes of 1978; Chapter 318 of the Statutes of 1982; Chapter 498
30 of the Statutes of 1983; Chapter 622 of the Statutes of 1984;
31 Chapter 942 of the Statutes of 1987; Chapter 1231 of the Statutes
32 of 1990; Chapter 152 of the Statutes of 1992; Chapters 1255, 1256,
33 and 1257 of the Statutes of 1993; and Chapter 146 of the Statutes
34 of 1994).

35 (38) Pupil Expulsion Appeals (CSM 4463; Chapter 1253 of the
36 Statutes of 1975; Chapter 965 of the Statutes of 1977; Chapter 668
37 of the Statutes of 1978; and Chapter 498 of the Statutes of 1983).

38 (39) Pupil Suspensions (CSM 4456; Chapter 965 of the Statutes
39 of 1977; Chapter 668 of the Statutes of 1978; Chapter 73 of the

1 Statutes of 1980; Chapter 498 of the Statutes of 1983; Chapter 856
2 of the Statutes of 1985; and Chapter 134 of the Statutes of 1987).
3 (40) School Accountability Report Cards (97-TC-21, 00-TC-09,
4 00-TC-13, and 02-TC-32; Chapter 918 of the Statutes of 1997;
5 Chapter 912 of the Statutes of 1997; Chapter 824 of the Statutes
6 of 1994; Chapter 1031 of the Statutes of 1993; Chapter 759 of the
7 Statutes of 1992; and Chapter 1463 of the Statutes of 1989).
8 (41) School District Fiscal Accountability Reporting (97-TC-19;
9 Chapter 100 of the Statutes of 1981; Chapter 185 of the Statutes
10 of 1985; Chapter 1150 of the Statutes of 1986; Chapters 917 and
11 1452 of the Statutes of 1987; Chapters 1461 and 1462 of the
12 Statutes of 1988; Chapter 525 of the Statutes of 1990; Chapter
13 1213 of the Statutes of 1991; Chapter 323 of the Statutes of 1992;
14 Chapters 923 and 924 of the Statutes of 1993; Chapters 650 and
15 1002 of the Statutes of 1994; and Chapter 525 of the Statutes of
16 1995).
17 (42) School District Reorganization (98-TC-24; Chapter 1192
18 of the Statutes of 1980; and Chapter 1186 of the Statutes of 1994).
19 (43) Student Records (02-TC-34; Chapter 593 of the Statutes
20 of 1989; Chapter 561 of the Statutes of 1993; Chapter 311 of the
21 Statutes of 1998; and Chapter 67 of the Statutes of 2000).
22 (44) The Stull Act (98-TC-25; Chapter 498 of the Statutes of
23 1983; and Chapter 4 of the Statutes of 1999).
24 (45) Threats Against Peace Officers (CSM 96-365-02; Chapter
25 1249 of the Statutes of 1992; and Chapter 666 of the Statutes of
26 1995).
27 (46) Uniform Complaint Procedures (03-TC-02; Chapter 1117
28 of the Statutes of 1982; Chapter 1514 of the Statutes 1988; and
29 Chapter 914 of the Statutes of 1998).
30 (47) Williams Case Implementation I, II, and III (05-TC-04,
31 07-TC-06, and 08-TC-01; Chapters 900, 902, and 903 of the
32 Statutes of 2004; Chapter 118 of the Statutes of 2005; Chapter 704
33 of the Statutes of 2006; and Chapter 526 of the Statutes of 2007).
34 (48) Pupil Expulsions II, Pupil Suspensions II, and Educational
35 Services Plan for Expelled Pupils (96-358-03, 03A, 98-TC-22,
36 01-TC-18, 98-TC-23, 97-TC-09; Chapters 972 and 974 of the
37 Statutes of 1995; Chapters 915, 937, and 1052 of the Statutes of
38 1996; Chapter 637 of the Statutes of 1997; Chapter 498 of the
39 Statutes of 1998; Chapter 332 of the Statutes of 1999; Chapter 147
40 of the Statutes of 2000; and Chapter 116 of the Statutes of 2001).

(f) Notwithstanding Section 10231.5, on or before November 1 of each fiscal year, the Superintendent of Public Instruction shall produce a report that indicates the total amount of block grant funding each school district, county office of education, and charter school received in that fiscal year pursuant to this section. The Superintendent of Public Instruction shall provide this report to the appropriate fiscal and policy committees of the Legislature, the Controller, the Department of Finance, and the Legislative Analyst's Office.

(g) This section shall become inoperative on July 1, 2018, and, as of January 1, 2019, is repealed, unless a later enacted statute, that becomes operative on or before January 1, 2019, deletes or extends the dates on which it becomes inoperative and is repealed.

SEC. 16. Section 17581.6 is added to the Government Code, to read:

17581.6. (a) Funding apportioned pursuant to this section shall constitute reimbursement pursuant to Section 6 of Article XIII B of the California Constitution for the performance of any state mandates included in the statutes and executive orders identified in subdivision (e).

(b) Any school district, county office of education, or charter school may elect to receive block grant funding pursuant to this section.

(c) (1) A school district, county office of education, or charter school that elects to receive block grant funding pursuant to this section in a given fiscal year shall submit a letter requesting funding to the Superintendent of Public Instruction on or before August 30 of that fiscal year.

(2) The Superintendent of Public Instruction shall, in the month of November of each year, apportion block grant funding appropriated pursuant to Item 6110-296-0001 of Section 2.00 of the annual Budget Act to all school districts, county offices of education, and charter schools that submitted letters requesting funding in that fiscal year according to the provisions of that item.

(3) A school district or county office of education that receives block grant funding pursuant to this section shall not be eligible to submit claims to the Controller for reimbursement pursuant to Section 17560 for any costs of any state mandates included in the statutes and executive orders identified in subdivision (e) incurred

1 in the same fiscal year during which the school district or county
2 office of education received funding pursuant to this section.

3 (d) Block grant funding apportioned pursuant to this section is
4 subject to annual financial and compliance audits required by
5 Section 41020 of the Education Code.

6 (e) Block grant funding apportioned pursuant to this section is
7 specifically intended to fund the costs of the following programs
8 and activities:

9 (1) Academic Performance Index (01-TC-22; Chapter 3 of the
10 Statutes of 1999, First Extraordinary Session; and Chapter 695 of
11 the Statutes of 2000).

12 (2) Agency Fee Arrangements (00-TC-17 and 01-TC-14;
13 Chapter 893 of the Statutes of 2000 and Chapter 805 of the Statutes
14 of 2001).

15 (3) AIDS Instruction and AIDS Prevention Instruction (CSM
16 4422, 99-TC-07, and 00-TC-01; Chapter 818 of the Statutes of
17 1991; and Chapter 403 of the Statutes of 1998).

18 (4) California State Teachers' Retirement System (CalSTRS)
19 Service Credit (02-TC-19; Chapter 603 of the Statutes of 1994;
20 Chapters 383, 634, and 680 of the Statutes of 1996; Chapter 838
21 of the Statutes of 1997; Chapter 965 of the Statutes of 1998;
22 Chapter 939 of the Statutes of 1999; and Chapter 1021 of the
23 Statutes of 2000).

24 (5) Caregiver Affidavits (CSM 4497; Chapter 98 of the Statutes
25 of 1994).

26 (6) Charter Schools I, II, and III (CSM 4437, 99-TC-03, and
27 99-TC-14; Chapter 781 of the Statutes of 1992; Chapters 34 and
28 673 of the Statutes of 1998; Chapter 34 of the Statutes of 1998;
29 and Chapter 78 of the Statutes of 1999).

30 (7) Charter Schools IV (03-TC-03; Chapter 1058 of the Statutes
31 of 2002).

32 (8) Child Abuse and Neglect Reporting (01-TC-21; Chapters
33 640 and 1459 of the Statutes of 1987; Chapter 132 of the Statutes
34 of 1991; Chapter 459 of the Statutes of 1992; Chapter 311 of the
35 Statutes of 1998; Chapter 916 of the Statutes of 2000; and Chapters
36 133 and 754 of the Statutes of 2001).

37 (9) Collective Bargaining (CSM 4425; Chapter 961 of the
38 Statutes of 1975).

1 (10) Comprehensive School Safety Plans (98-TC-01 and
2 99-TC-10; Chapter 736 of the Statutes of 1997; Chapter 996 of
3 the Statutes of 1999; and Chapter 828 of the Statutes of 2003).

4 (11) Consolidation of Annual Parent Notification/Schoolsite
5 Discipline Rules/Alternative Schools (CSM 4488, CSM 4461,
6 99-TC-09, 00-TC-12, 97-TC-24, CSM 4453, CSM 4474, CSM
7 4462; Chapter 448 of the Statutes of 1975; Chapter 965 of the
8 Statutes of 1977; Chapter 975 of the Statutes of 1980; Chapter 469
9 of the Statutes of 1981; Chapter 459 of the Statutes of 1985;
10 Chapters 87 and 97 of the Statutes of 1986; Chapter 1452 of the
11 Statutes of 1987; Chapters 65 and 1284 of the Statutes of 1988;
12 Chapter 213 of the Statutes of 1989; Chapters 10 and 403 of the
13 Statutes of 1990; Chapter 906 of the Statutes of 1992; Chapter
14 1296 of the Statutes of 1993; Chapter 929 of the Statutes of 1997;
15 Chapters 846 and 1031 of the Statutes of 1998; Chapter 1 of the
16 Statutes of 1999, First Extraordinary Session; Chapter 73 of the
17 Statutes of 2000; Chapter 650 of the Statutes of 2003; Chapter 895
18 of the Statutes of 2004; and Chapter 677 of the Statutes of 2005).

19 (12) Consolidation of Law Enforcement Agency Notification
20 and Missing Children Reports (CSM 4505; Chapter 1117 of the
21 Statutes of 1989 and 01-TC-09; Chapter 249 of the Statutes of
22 1986; and Chapter 832 of the Statutes of 1999).

23 (13) Consolidation of Notification to Teachers: Pupils Subject
24 to Suspension or Expulsion I and II, and Pupil Discipline Records
25 (00-TC-10 and 00-TC-11; Chapter 345 of the Statutes of 2000).

26 (14) County Office of Education Fiscal Accountability Reporting
27 (97-TC-20; Chapters 917 and 1452 of the Statutes of 1987;
28 Chapters 1461 and 1462 of the Statutes of 1988; Chapter 1372 of
29 the Statutes of 1990; Chapter 1213 of the Statutes of 1991; Chapter
30 323 of the Statutes of 1992; Chapters 923 and 924 of the Statutes
31 of 1993; Chapters 650 and 1002 of the Statutes of 1994; and
32 Chapter 525 of the Statutes of 1995).

33 (15) Criminal Background Checks (97-TC-16; Chapters 588
34 and 589 of the Statutes of 1997).

35 (16) Criminal Background Checks II (00-TC-05; Chapters 594
36 and 840 of the Statutes of 1998; and Chapter 78 of the Statutes of
37 1999).

38 (17) Developer Fees (02-TC-42; Chapter 955 of the Statutes of
39 1977; Chapter 282 of the Statutes of 1979; Chapter 1354 of the
40 Statutes of 1980; Chapter 201 of the Statutes of 1981; Chapter 923

- 1 of the Statutes of 1982; Chapter 1254 of the Statutes of 1983;
2 Chapter 1062 of the Statutes of 1984; Chapter 1498 of the Statutes
3 of 1985; Chapters 136 and 887 of the Statutes of 1986; and Chapter
4 1228 of the Statutes of 1994).
- 5 (18) Differential Pay and Reemployment (99-TC-02; Chapter
6 30 of the Statutes of 1998).
- 7 (19) Expulsion of Pupil: Transcript Cost for Appeals (SMAS;
8 Chapter 1253 of the Statutes of 1975).
- 9 (20) Financial and Compliance Audits (CSM 4498 and CSM
10 4498-A; Chapter 36 of the Statutes of 1977).
- 11 (21) Graduation Requirements (CSM 4181; Chapter 498 of the
12 Statutes of 1983).
- 13 (22) Habitual Truants (CSM 4487 and CSM 4487-A; Chapter
14 1184 of the Statutes of 1975).
- 15 (23) High School Exit Examination (00-TC-06; Chapter 1 of
16 the Statutes of 1999, First Extraordinary Session; and Chapter 135
17 of the Statutes of 1999).
- 18 (24) Immunization Records (SB 90-120; Chapter 1176 of the
19 Statutes of 1977).
- 20 (25) Immunization Records—Hepatitis B (98-TC-05; Chapter
21 325 of the Statutes of 1978; Chapter 435 of the Statutes of 1979;
22 Chapter 472 of the Statutes of 1982; Chapter 984 of the Statutes
23 of 1991; Chapter 1300 of the Statutes of 1992; Chapter 1172 of
24 the Statutes of 1994; Chapters 291 and 415 of the Statutes of 1995;
25 Chapter 1023 of the Statutes of 1996; and Chapters 855 and 882
26 of the Statutes of 1997).
- 27 (26) Interdistrict Attendance Permits (CSM 4442; Chapters 172
28 and 742 of the Statutes of 1986; Chapter 853 of the Statutes of
29 1989; Chapter 10 of the Statutes of 1990; and Chapter 120 of the
30 Statutes of 1992).
- 31 (27) Intradistrict Attendance (CSM 4454; Chapters 161 and 915
32 of the Statutes of 1993).
- 33 (28) Juvenile Court Notices II (CSM 4475; Chapters 1011 and
34 1423 of the Statutes of 1984; Chapter 1019 of the Statutes of 1994;
35 and Chapter 71 of the Statutes of 1995).
- 36 (29) Notification of Truancy (CSM 4133; Chapter 498 of the
37 Statutes of 1983; Chapter 1023 of the Statutes of 1994; and Chapter
38 19 of the Statutes of 1995).

1 (30) Parental Involvement Programs (03-TC-16; Chapter 1400
2 of the Statutes of 1990; Chapters 864 and 1031 of the Statutes of
3 1998; and Chapter 1037 of the Statutes of 2002).

4 (31) Physical Performance Tests (96-365-01; Chapter 975 of
5 the Statutes of 1995).

6 (32) Prevailing Wage Rate (01-TC-28; Chapter 1249 of the
7 Statutes of 1978).

8 (33) Public Contracts (02-TC-35; Chapter 1073 of the Statutes
9 of 1985; Chapter 1408 of the Statutes of 1988; Chapter 330 of the
10 Statutes of 1989; Chapter 1414 of the Statutes of 1990; Chapter
11 321 of the Statutes of 1990; Chapter 799 of the Statutes of 1992;
12 and Chapter 726 of the Statutes of 1994).

13 (34) Pupil Health Screenings (CSM 4440; Chapter 1208 of the
14 Statutes of 1976; Chapter 373 of the Statutes of 1991; and Chapter
15 750 of the Statutes of 1992).

16 (35) Pupil Promotion and Retention (98-TC-19; Chapter 100
17 of the Statutes of 1981; Chapter 1388 of the Statutes of 1982;
18 Chapter 498 of the Statutes of 1983; Chapter 1263 of the Statutes
19 of 1990; and Chapters 742 and 743 of the Statutes of 1998).

20 (36) Pupil Safety Notices (02-TC-13; Chapter 498 of the Statutes
21 of 1983; Chapter 482 of the Statutes of 1984; Chapter 948 of the
22 Statutes of 1984; Chapter 196 of the Statutes of 1986; Chapter 332
23 of the Statutes of 1986; Chapter 445 of the Statutes of 1992;
24 Chapter 1317 of the Statutes of 1992; Chapter 589 of the Statutes
25 of 1993; Chapter 1172 of the Statutes of 1994; Chapter 1023 of
26 the Statutes of 1996; and Chapter 492 of the Statutes of 2000).

27 (37) Pupil Expulsions (CSM 4455; Chapter 1253 of the Statutes
28 of 1975; Chapter 965 of the Statutes of 1977; Chapter 668 of the
29 Statutes of 1978; Chapter 318 of the Statutes of 1982; Chapter 498
30 of the Statutes of 1983; Chapter 622 of the Statutes of 1984;
31 Chapter 942 of the Statutes of 1987; Chapter 1231 of the Statutes
32 of 1990; Chapter 152 of the Statutes of 1992; Chapters 1255, 1256,
33 and 1257 of the Statutes of 1993; and Chapter 146 of the Statutes
34 of 1994).

35 (38) Pupil Expulsion Appeals (CSM 4463; Chapter 1253 of the
36 Statutes of 1975; Chapter 965 of the Statutes of 1977; Chapter 668
37 of the Statutes of 1978; and Chapter 498 of the Statutes of 1983).

38 (39) Pupil Suspensions (CSM 4456; Chapter 965 of the Statutes
39 of 1977; Chapter 668 of the Statutes of 1978; Chapter 73 of the

1 Statutes of 1980; Chapter 498 of the Statutes of 1983; Chapter 856
2 of the Statutes of 1985; and Chapter 134 of the Statutes of 1987).
3 (40) School Accountability Report Cards (97-TC-21, 00-TC-09,
4 00-TC-13, and 02-TC-32; Chapter 918 of the Statutes of 1997;
5 Chapter 912 of the Statutes of 1997; Chapter 824 of the Statutes
6 of 1994; Chapter 1031 of the Statutes of 1993; Chapter 759 of the
7 Statutes of 1992; and Chapter 1463 of the Statutes of 1989).
8 (41) School District Fiscal Accountability Reporting (97-TC-19;
9 Chapter 100 of the Statutes of 1981; Chapter 185 of the Statutes
10 of 1985; Chapter 1150 of the Statutes of 1986; Chapters 917 and
11 1452 of the Statutes of 1987; Chapters 1461 and 1462 of the
12 Statutes of 1988; Chapter 525 of the Statutes of 1990; Chapter
13 1213 of the Statutes of 1991; Chapter 323 of the Statutes of 1992;
14 Chapters 923 and 924 of the Statutes of 1993; Chapters 650 and
15 1002 of the Statutes of 1994; and Chapter 525 of the Statutes of
16 1995).
17 (42) School District Reorganization (98-TC-24; Chapter 1192
18 of the Statutes of 1980; and Chapter 1186 of the Statutes of 1994).
19 (43) Student Records (02-TC-34; Chapter 593 of the Statutes
20 of 1989; Chapter 561 of the Statutes of 1993; Chapter 311 of the
21 Statutes of 1998; and Chapter 67 of the Statutes of 2000).
22 (44) The best practices teacher evaluation system described in
23 Sections 44661 and 44662 of the Education Code.
24 (45) The Stull Act (98-TC-25; Chapter 498 of the Statutes of
25 1983; and Chapter 4 of the Statutes of 1999).
26 (46) Threats Against Peace Officers (CSM 96-365-02; Chapter
27 1249 of the Statutes of 1992; and Chapter 666 of the Statutes of
28 1995).
29 (47) Uniform Complaint Procedures (03-TC-02; Chapter 1117
30 of the Statutes of 1982; Chapter 1514 of the Statutes 1988; and
31 Chapter 914 of the Statutes of 1998).
32 (48) Williams Case Implementation I, II, and III (05-TC-04,
33 07-TC-06, and 08-TC-01; Chapters 900, 902, and 903 of the
34 Statutes of 2004; Chapter 118 of the Statutes of 2005; Chapter 704
35 of the Statutes of 2006; and Chapter 526 of the Statutes of 2007).
36 (49) Pupil Expulsions II, Pupil Suspensions II, and Educational
37 Services Plan for Expelled Pupils (96-358-03, 03A, 98-TC-22,
38 01-TC-18, 98-TC-23, 97-TC-09; Chapters 972 and 974 of the
39 Statutes of 1995; Chapters 915, 937, and 1052 of the Statutes of
40 1996; Chapter 637 of the Statutes of 1997; Chapter 498 of the

1 Statutes of 1998; Chapter 332 of the Statutes of 1999; Chapter 147
2 of the Statutes of 2000; and Chapter 116 of the Statutes of 2001).

3 (f) Notwithstanding Section 10231.5, on or before November
4 1 of each fiscal year, the Superintendent of Public Instruction shall
5 produce a report that indicates the total amount of block grant
6 funding each school district, county office of education, and charter
7 school received in that fiscal year pursuant to this section. The
8 Superintendent of Public Instruction shall provide this report to
9 the appropriate fiscal and policy committees of the Legislature,
10 the Controller, the Department of Finance, and the Legislative
11 Analyst's Office.

12 (g) This section shall become operative on July 1, 2018.

13 SEC. 17. If the Commission on State Mandates determines
14 that this act contains costs mandated by the state, reimbursement
15 to local agencies and school districts for those costs shall be made
16 pursuant to Part 7 (commencing with Section 17500) of Division
17 4 of Title 2 of the Government Code.